

**Notice of Final Permit Decision
For the Issuance of Underground Injection Control Permit
From the U.S. Environmental Protection Agency
To Puna Geothermal Venture**

PURPOSE

In accordance with Title 40, Part 124.15(a) of the Code of Federal Regulations, EPA is notifying the permit applicant and each person who submitted written comments on the draft permit or requested final decision notification that on April 7, 2006, EPA issued an Underground Injection Control (UIC) permit to Puna Geothermal Venture at P.O. Box 30, 14-3860 Kapoho Paho Road, Paho, Hawaii 96778. The permit is for the four existing injection wells and six new injection wells based on the conditions within the permit.

DOCUMENTS

The final permit, response to comments, and this public notice are available for review at the following locations:

Paho Public Library
15-3070 Paho Kalapana Road
Paho, Hawaii 96778
(808) 965-8574

Hilo Public Library
300 Waianuenue Avenue
Hilo, Hawaii 96720
(808) 933-8888

The aforementioned documents are also available on EPA's Region 9 web page at <http://www.epa.gov/region9/water/groundwater/UIC-permits.html>. Interested persons may also obtain copies of these documents by either calling, writing, or faxing:

U.S. Environmental Protection Agency
Ground Water Office (WTR-9)
75 Hawthorne Street
San Francisco, CA 94105
Attn: Shannon FitzGerald
phone: (415) 972-3525
fax: (415) 947-3549
e-mail: fitzgerald.shannon@epa.gov.

PERMIT APPEAL PROCESS

According to 40 CFR §124.19, within thirty (30) days of this permit decision being issued, any person who filed comments on the draft permit or participated in the public hearing may petition the Environmental Appeals Board to review any condition of the permit decision. A petition sent by regular mail should be mailed to:

U.S. Environmental Protection Agency
Clerk of the Board, Environmental Appeals Board (MC 1103B)
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-0001
Attn: Eurika Durr

A petition sent by Federal Express or United Parcel Service should be sent to:

U.S. Environmental Protection Agency
Clerk of the Board, Environmental Appeals Board
1341 G Street, N.W., Sixth Floor
Washington, D.C. 20005
Attn: Eurika Durr

The petition shall include a statement of the reasons supporting the request for review, including a demonstration that any issues being raised were raised during the public comment period (including the public hearing) to the extent required by these regulations (e.g. §124.11, §124.13, §124.17). Any person, who failed to file comments on the draft permit, may petition for administrative review only on the changes from the draft to the final permit decision. When appropriate, the petition will show that the condition in question is based on: (1) a finding of fact or conclusion of law which is clearly erroneous, or (2) an exercise of discretion or an important policy consideration which the Environmental Appeals Board should in its discretion review. Allowing for a five day mailing period for the receipt of this notice, the period in which people may petition the Environmental Appeals Board closes on **May 12, 2006**.

Within a reasonable time following the filing of a petition for review, the Environmental Appeals Board shall issue an order granting or denying the petition. To the extent review is denied, the conditions of the final permit decision become final agency action. If a review is granted, public notice will be given. The public notice will contain a briefing schedule for the appeal and any interested person may file an amicus brief. If the review is denied, only those who requested the review will be notified.